

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

**MOVIE GALLERY US, LLC,**

**Plaintiff,**

**vs.**

**MARK W. GREENSHIELDS,  
ASSOCIATED SOURCING, and  
ASSOCIATED SOURCING HOLDINGS,  
INC. d/b/a VIDEO LIBRARY**

**Defendants.**

**CIVIL ACTION NO. 2:07CV1032-MHT**

**PLAINTIFF MOVIE GALLERY US, LLC'S COUNTER DEPOSITION  
DESIGNATIONS**

Pursuant to Section 10 of this Court's Uniform Scheduling Order, Plaintiff Movie Gallery US, LLC ("Plaintiff" or "Movie Gallery") hereby provides its counter deposition designations in response to Defendants' deposition designations filed on June 10, 2008 (Pacer Doc. 60.).

Defendants designated portions of the deposition of Jared Smith. In response, Movie Gallery counter designates the following portions of Mr. Smith's deposition:

5:1-11:5  
11:8-26:17  
27:25-44:20  
47:7-62:17  
62:24-63:22  
65:1-66:5  
70:23-76:15  
78:6-79:16  
81:21-83:8  
84:17-85:14  
93:18-136:4  
136:17-151:2

Additionally, Movie Gallery respectfully reserves the right to provide further responsive designations in the event Defendants designate additional deposition testimony at a later date, or to otherwise supplement the counter designations included herein. Further, Movie Gallery preserves (and expressly does not waive) any objections to Defendants' designated deposition testimony.

DATE: June 17, 2008

Respectfully submitted,

/s J. Ethan McDaniel  
Jeffrey M. Grantham (GRA048)  
M. Lee Huffaker (HUF011)  
J. Ethan McDaniel (MCD065)  
Attorneys for Plaintiff Movie Gallery

OF COUNSEL:

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**CERTIFICATE OF SERVICE**

I hereby certify that on June 17, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Charles Andrew Stewart, III  
Quindal C. Evans  
John Edward Goodman  
Philip E. Cutler  
Robert G. Nylander

/s J. Ethan McDaniel  
OF COUNSEL